

# Notice of Allowability

Application No.

09/710,287

Examiner

Thierry L. Pham

Applicant(s)

WHITMARSH ET AL.

Art Unit

2625

## -- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 1/26/07.
2. ☒ The allowed claim(s) is/are Claims 1-2, 5-19, 21-22, and 25-39 are allowed; renumbered as claims 1-34 (respectively).
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☐ All b) ☐ Some\* c) ☐ None of the:
    1. ☐ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule.17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.  
**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
  5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
    - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
      - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
    - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

### Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08),  
Paper No./Mail Date \_\_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413),  
Paper No./Mail Date \_\_\_\_\_
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_

  
GABRIEL GARCIA  
PRIMARY EXAMINER

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### **DETAILED ACTION**

- This action is responsive to the following communication: Notice of Appeal filed on 1/26/07.
- Claims 3-4, 20, 23-24, 40-45 have been canceled.
- Claims 1-2, 5-19, 21-22, and 25-39 are allowed; renumbered as claims 1-34.

### ***Response to Arguments***

After further review and consideration of applicant's arguments (see pages 9-10, filed 9/27/06) and cited prior art of record with respect to claims 1 & 19, the applicant's arguments are persuasive; therefore, the prior art rejection of claims 1 & 19 has been withdrawn.

### ***Allowable Subject Matter***

- Claims 1-2, 5-19, 21-22, and 25-39 are allowed; renumbered as claims 1-34 (respectively).

The following is an examiner's statement of reasons for allowance: The cited prior art (US 20030140315 to Blumberg et al) of record teaches an automated quoting system allowing user to select a pre-stored document type template (i.e. business card, postcard, calendar, and etc) along with print finishing options (i.e. print media size, color quality, quantities, and etc) and to obtain a print order quote from plurality of different print providers based upon the selected document type and finishing options. However, Blumberg fails to teach and/or suggest "determining at least one document type (i.e. business card, postcard, presentation slides) for the print job with the print processing system controller based on characteristics of the print job as included in the data file (i.e. finishing options such as media size, paper type, layout) for the print job, including processing the data file or the print job and analyzing characteristics of the print job with the print processing system controller to determine the at least one document type for the print job (as shown in fig. 12); presenting the at least one document type for the print job to the customer via the network communication link ***and in combinations of other features***" as cited in independent claims 1 & 19 (renumbered as claims 1 & 19 respectively). In other words, print processing system controller determines the type of documents (i.e. business card, postcards, presentation slides) for the print job based upon print job characteristics (i.e. image resolution, image size) and the attributes associated with the print job (i.e. print media size, print media

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type) and wherein print job requested attributes are stored single data file. The examiner found neither prior art cited in its entirety, nor based on the prior art, found any motivation to combine any of prior arts that teaches the above limitations and in combinations of other features cited in claims 1 & 19 (renumbered as claims 1 & 17 respectively).

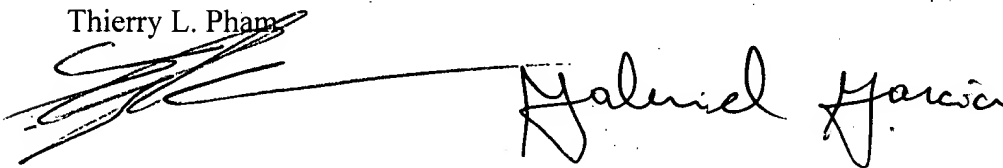
### ***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Thierry L. Pham whose telephone number is (571) 272-7439. The examiner can normally be reached on M-F (9:30 AM - 6:00 PM).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David K. Moore can be reached on (571)272-7437. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Thierry L. Pham

A handwritten signature in black ink, appearing to read "Gabriel Garcia", is written over a horizontal line. To the left of this line is another handwritten signature, which appears to be "Thierry L. Pham".

GABRIEL GARCIA  
PRIMARY EXAMINER